

SENATE BILL 1679

By Tracy

AN ACT to amend Tennessee Code Annotated, Section 16-16-201; Title 30; Title 31; Title 32; Section 34-6-108; Section 35-16-104; Section 39-11-712 and Section 53-11-452, relative to the elective share.

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF TENNESSEE:

SECTION 1. Tennessee Code Annotated, Section 16-16-201(b), is amended by deleting the language "preside over proceedings for the elective share,".

SECTION 2. Tennessee Code Annotated, Section 30-2-101(a)(2), is amended by deleting the language "elective share,".

SECTION 3. Tennessee Code Annotated, Section 30-2-102, is amended by deleting from subsection (a) the language "an elective share under title 31, chapter 4," and deleting subsection (g).

SECTION 4. Tennessee Code Annotated, Section 30-2-103(b)(2), is amended by deleting the language "elective share,".

SECTION 5. Tennessee Code Annotated, Section 30-2-204(b), is amended by deleting the language "within the time limits set by § 31-4-102" and substituting instead the language "within nine (9) months after the date of death".

SECTION 6. Tennessee Code Annotated, Section 31-1-105, is amended by deleting the section in its entirety.

SECTION 7. Tennessee Code Annotated, Section 31-3-120, is amended by deleting the language "elective share".

SECTION 8. Tennessee Code Annotated, Title 31, Chapter 4, is amended by deleting the chapter in its entirety.

SECTION 9. Tennessee Code Annotated, Section 34-6-108, is amended by deleting subdivision (c)(8).

SECTION 10. Tennessee Code Annotated, Section 35-16-104(j), is amended by deleting the language ", legitime or elective share" and substituting instead the language "or legitime".

SECTION 11. Tennessee Code Annotated, Section 39-11-712(b)(2)(D), is amended by deleting the language "an elective share as provided in § 31-4-101" and substituting instead the language "forty percent (40%)".

SECTION 12. Tennessee Code Annotated, Section 53-11-452(g)(4)(D), is amended by deleting the language "an elective share as provided in § 31-4-101" and substituting instead the language "forty percent (40%)".

SECTION 13. This act shall take effect July 1, 2016, the public welfare requiring it.